



WHITE MOUNTAIN APACHE TRIBE
A Sovereign Tribal Nation

**(Approving the Environmental Protection Office's Grant Application for the
U.S. Environmental Protection Agency's FY2022 CERCLA
Section 128(a) Grant of \$90,000.00)**

- WHEREAS,** The Constitution of the White Mountain Apache Tribe ("Tribe") of the Fort Apache Indian Reservation provides, at Article IV, Section 1(j) that the Tribal Council ("Council") shall exercise the power, "To accept grants and donations from any person, State or the United States"; and
- WHEREAS,** The Tribe's Environmental Protection Office is charged with monitoring and assisting the Tribe with compliance with federal and Tribal environmental laws, and protecting the Fort Apache Indian Reservation's environment; and
- WHEREAS,** The United States Environmental Protection Agency ("EPA") is offering a \$50 million non-competitive grant program (the "Grant") to enhance state and tribal environmental response programs in carrying out activities described in the Comprehensive Environmental Response, Compensation, and Liability Act, Section 104(k)(7); and
- WHEREAS,** If awarded, the Grant funds of up to \$90,000.00 with no tribal match requirement, can be used for providing training, research and technical assistance to facilitate the inventory of brownfields sites, site assessments, remediation and site preparation; and
- WHEREAS,** The Tribe has several locations that are either brownfields sites, or could potentially be eligible for such listing, and so can benefit greatly from the Grant funds; and
- WHEREAS,** Because of the urgency of the application timeline, the EPO applied for the Grant, and this day seeks approval from Council; and
- WHEREAS,** Council has reviewed EPO's request and finds that approving of its application for the Grant could bring to the Tribe funds necessary to respond to sites of environmental concern, and is in the best interests of the Tribe and its members.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Environmental Protection Office's application for the EPA CERCLA Section 128(a) Grant is hereby approved.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that in the event that the Grant is awarded, EPO is hereby instructed to work with the Tribal Treasurer to establish an account for receipts and expenditures thereof.

Resolution No. 06-2022-158

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event this Resolution directly conflicts with the Tribal Constitution, Tribal Ordinances, or any material facts concerning the issues presented are later found to be false, this Resolution shall be deemed null and void and have no legal effect.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall supersede and govern over the conflicting subject matter.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Vice-Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on **JUNE 1, 2022** duly adopted by a vote of **TEN** for, **ZERO** against, and **ZERO** abstentions by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it under the enumerated powers listed in Article IV, Section 1 of the WMAT Constitution, so ratified on September 30, 1993, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).

Kasey B. Velasquez 6/7/22

Kasey Velasquez, Chairman
White Mountain Apache Tribe

Date

Vaneysa Johnson 6/7/2022

Vaneysa Johnson, Tribal Secretary

Date